

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2010-091589

10/20/2011

HONORABLE JOHN R. HANNAH JR

CLERK OF THE COURT
L. Mitchell
Deputy

IN RE THE MARRIAGE OF
AMY ESPINOZA

APRIL A SPEELMON

AND

MICHAEL ESPINOZA

MICHAEL ESPINOZA
UP

MINUTE ENTRY

Courtroom 204 – SEA

Prior to commencement of the proceedings, Petitioner's Exhibits 1 through 10 were marked for identification.

10:04 a.m. This is the time set for Trial/Evidentiary Hearing re: Petitioner/Mother's Request to Enforce Provisions of Divorce Decree, filed on March 30, 2011, Respondent/Father's Motion to Compel Therapeutic Reunification Between Respondent and the Parties' Child, filed on October 7, 2011, Petitioner's Motion in Limine, filed on October 12, 2011, and Respondent/Father's Motion to Strike Petitioner's Untimely Motion in Limine, filed on October 17, 2011. Petitioner/Mother, Amy Espinoza, is present and represented by counsel, April A. Speelmon. Respondent/Father, Michael Espinoza, is present on his own behalf.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held re: pending issues before the Court.

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IT IS ORDERED directing Father to re-file his Motion to Compel Therapeutic Reunification Between Respondent and the Parties' Child with the Clerk of Court. Mother's counsel agrees to accept service.

IT IS FURTHER ORDERED denying Respondent's Motion to Strike Petitioner's Untimely Motion in Limine, filed on October 17, 2011.

The following persons are sworn:

Amy Espinoza
Michael Espinoza
Teresa Cundiff
Nancy Kerbs

Opening statements.

Amy Espinoza testifies.

Petitioner's Exhibit 1 is received in evidence.

Petitioner's Exhibit 2 is received in evidence.

Petitioner's Exhibit 11 is marked for identification and received in evidence.

Petitioner's Exhibit 6 is received in evidence.

Petitioner's Exhibit 8 is received in evidence.

Petitioner's Exhibit 7 is received in evidence.

Teresa Cundiff testifies.

Petitioner's Exhibit 4 is received in evidence.

The witness is excused.

Michael Espinoza testifies.

Amy Espinoza testifies further.

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Based upon the matters presented,

IT IS ORDERED within 20 days both parties shall submit post trial memoranda addressing the question of what remedies Petitioner may be entitled to in the event the Court finds that Respondent has willfully failed to meet his obligations under the divorce decree.

IT IS FURTHER ORDERED taking the remaining matters under advisement following receipt of the parties post trial memoranda.

12:07 p.m. Matter concludes.

LATER:

There being no further need to retain the exhibits not offered in evidence in the custody of the Clerk of the Court,

IT IS ORDERED that the Clerk permanently release all exhibits not offered in evidence to the counsel/party causing them to be marked, or to their written designee.

IT IS FURTHER ORDERED that counsel/party or written designee take immediate possession of all exhibits referenced above.

Petitioner's Exhibits 3, 5, 9, and 10 are released.

FILED: Exhibit Worksheet.

ISSUED: Exhibit Release Form.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.